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WHEREAS, Licensee, pursuant to SDCL § 36-9-57, made a reinstatement request to the Board on February 26, 2010, at which time the matter of Licensee's reinstatement was presented to the Board. The Licensee presented documentation and letters supporting reinstatement and also provided an evaluation report from the Health Professionals Assistance Program ("HPAP") dated January 21, 2010. The Licensee and Char Skovlund of HPAP provided testimony and answered questions in regard to the reinstatement request and HPAP's report and recommendation; and

WHEREAS, after the Board considered the Licensee's request, the statement provided by the Licensee, the previous Order, and the HPAP report, as well as Licensee's own testimony, the Board, on February 26, 2010, issued an Order of Reinstatement with Probation to said Licensee. The Board, as part of the probation, mandated Licensee's continued participation in HPAP for a period of five years of active nursing practice, with credit given for HPAP participation already served. Licensee's Order of Reinstatement with Probation is hereby incorporated by reference as if fully set forth herein; and

WHEREAS, on October 20, 2010, the HPAP Program Director notified the Board, in writing, of concerns identified in August 2010, by the Licensee's Director of Nursing in regard to Licensee's increased depression. HPAP had Licensee refrain from practice and met with her to discuss her behavioral health issues. In addition, Licensee's urinalysis came back positive for cocaine. Thereafter, on September 14, 2010, Licensee again admitted herself to the New Life Treatment Center but was discharged as the Center determined that Licensee could not benefit from chemical dependency treatment there due to her depression. Licensee was thereafter admitted to Avera Behavioral Health Hospital and discharged on September 30, 2010. Licensee again agreed to surrender her South Dakota Nursing License in order to address her current situation; and

WHEREAS, Licensee entered into a Voluntary Surrender Consent Order with the Board which was accepted by the Board on October 20, 2010. Said Voluntary Surrender Consent Order suspended the Licensee's RN license for an indefinite period subject to reinstatement request pursuant to SDCL § 36-9-57, as the Board in its discretion may determine; and

WHEREAS, the Licensee made a reinstatement request to the Board in writing on or about April 10, 2017, at which time the matter of Licensee's reinstatement was presented to the Board. The Licensee submitted an evaluation report from HPAP evidencing her participation with date of sobriety from alcohol of June 2014, and date of sobriety from drugs of January 1, 2015. The Licensee also provided documentation evidencing her full compliance with HPAP since July 2015; and

WHEREAS, the Board has considered the Licensee's request, the documents submitted, and being fully advised in the premises;

NOW THEREFORE IT IS HEREBY ORDERED:

1. That the Board has jurisdiction over the person of the Licensee and the subject matter of this Order.
2. That the Licensee's license to practice as a registered nurse in the State of South Dakota is hereby reinstated.
3. The Board hereby mandates Licensee's continued participation in HPAP.
4. All terms and conditions as well as clearance to return to employment and any restrictions on access to narcotics shall be set by HPAP, and the Licensee shall fully comply with all of those terms and conditions.
5. Additionally, Licensee shall comply with the following conditions during the term of this order:

CONDITIONS

1. Licensee shall at any time during the term of this order report in person to such meetings of the Board or to its designated representative as directed and otherwise fully cooperate with the Board or its representatives in terms of this order.

2. The Licensee shall notify the Board, as well as HPAP, in writing, within one (1) week of any change in nursing employment, personal address, and/or telephone number.

3. Licensee shall pay for all costs and expenses in carrying out conditions of HPAP.

4. During the term of this order, the Licensee is to immediately inform the Board of the outcome of any criminal charges presently or hereafter pending against the Licensee, and whether the Licensee has been convicted, pled no contest, *nolo contendere*, pled guilty to or been granted a deferred judgment or adjudication, suspended imposition of sentence with respect to a felony, misdemeanor or petty offense, other than minor traffic violations, that have not previously been reported to the Board.

5. If the Licensee violates any terms of this order, the Board may take such action against Licensee's license as the Board deems necessary, up to and including an immediate suspension, additional terms, revocation, or other disciplinary action.

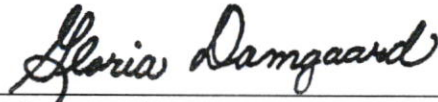
6. Licensee shall not violate any law or regulation regarding the practice of nursing.

7. The Licensee shall not practice nursing in any state other than South Dakota, which is a party state to the Nurse Licensure Compact, without prior written authorization from both the Board and the Nursing Regulatory Authority in the party state in which the Licensee desires to practice.

8. This order also affects Licensee's practice privilege to practice in South Dakota should Licensee change her home state under the Nurse Licensure Compact and Licensee's practice privilege is subject to the same requirements set forth in this order as her South Dakota license.

IT IS HEREBY ORDERED that the above Order of Reinstatement with Mandated HPAP was adopted by the South Dakota Board of Nursing on the 20th day of April, 2017, by a vote of 9-0.

SOUTH DAKOTA BOARD OF NURSING

A handwritten signature in cursive script, reading "Gloria Damgaard", written over a horizontal line.

Gloria Damgaard, RN, MS
Executive Director